

IN THE MICHIGAN COURT OF APPEALS

ORDER

Re: **People of MI v Brandon Gregory Robinson**

Docket No. **290305**

L.C. No. **05-011824**

Brian K. Zahra, Judge, acting under MCR 7.211(E)(2), orders:

The appellant's July 22, 2009 filing, titled "Clarification of Order on Leave to Appeal" is STRICKEN for failure to conform to the requirements of MCR 7.211(A)(5) and MCR 7.215(I)(1). The filing was treated by the Clerk's Office as a motion for reconsideration of the Court's July 16, 2009 denial of appellant's delayed application for leave to appeal, and was defective in that regard because no proof of service was provided. In a letter dated August 3, 2009, appellant was apprised of the Court's treatment of the filing and given 14 days in which to cure the defect. A second defect letter was sent to Appellant on October 7, 2009 giving an additional 14 days to cure the defect. Because appellant has not cured the defect to allow the filing to proceed as a motion for reconsideration, and there is no provision in the court rules to allow the filing to otherwise proceed, appellant's July 22, 2009 filing is STRICKEN.



A true copy entered and certified by Sandra Schultz Mengel, Chief Clerk, on

NOV 04 2009

Date

Sandra Schultz Mengel

Chief Clerk